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MEDTRONIC LAW DEPT

NO. 1050 P. 1

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Medtronic

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MEDTRONIC LAW DEPARTMENT - CONFIDENTIAL

Attention: Centralized Fax Number
Company: United States Patent and Trademark Office
Telephone: 703-305-5261
Facsimile: 703-872-9306
Application No.: 10/699,207
Filing Date: October 31, 2003

From: Thomas F. Woods, Esq.
Telephone: 763-505-0405
Facsimile: 763-505-0411
Our Ref. No.: P-11487.00US

Date: July 1, 2004

Pages (including cover page): 12
Comments:

Please enter the attached documentst for filing with regard to the above-identified application.

If you have any questions, please contact me at the number listed above.

Thomas F. Woods, Esq.
Reg. No. 36,726

NOTICE

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ON THIS TRANSMITTAL FORM. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY Jodi Nickel at (763) 505-0184. THANK YOU.

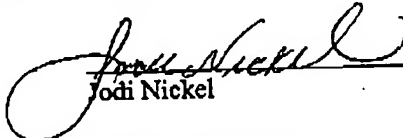
PATENT
Docket No.: P-11487.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Warren L. Starkebaum, et al.	Group Art Unit:	3736
Application No.:	10/699,207	Examiner:	(Not Yet Assigned)
Filed:	10/31/2003	Due Date:	04/03/2004
For:	Ablation Of Exterior Of Stomach To Treat Obesity		

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to Mail Stop: Missing Parts, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 1, 2004


Jodi Nickel

TRANSMITTAL LETTER

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

We are transmitting herewith the attached:

- ☒ Response to Notice to File Missing Parts of Nonprovisional Application
 - ☒ Copy of Notice to File Missing Parts of Nonprovisional Application - Part 2
- ☒ Executed Combined Declaration and Power of Attorney
 - ☒ Original
 - ☐ Copy from prior application
- ☐ Sheets of Formal Drawings (containing Figs.)
- ☐ Return Postcard
- ☐ Applicant believes that no extension of time is required. However, if an extension of time is required, please consider this a petition therefor to provide for the possibility that applicant has inadvertently overlooked the need for an extension of time.
- ☒ Applicant hereby petitions for a 3- month extension of time. If an additional extension of time is required, please consider this petition therefor.
- ☒ The Commissioner is authorized to charge Deposit Account No. 13-2546 in the amount of \$130.00 for the surcharge fee and \$950.00 for the petition fee, for a total of \$1080.00. A duplicate of this Transmittal Letter is enclosed.
- ☒ Please charge any additional fees or credit any overpayments to Deposit Account No. 13-2546 which may have been overlooked on this Missing Parts Transmittal with regard to this filing. A duplicate of this Transmittal Letter is enclosed.

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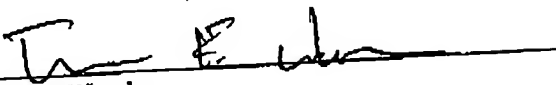
MEDTRONIC LAW DEPT

NO. 1050 P. 4

Application No.: 10/699,207

Respectfully submitted,

Date: July 1, 2004


Thomas F. Woods
Registration No. 36,627
MEDTRONIC, INC.
710 Medtronic Parkway NE, MS: LC340
Minneapolis, Minnesota 55432-5604
Telephone: 763-505-0003
Facsimile: 763-505-0411
Customer No.: 27581

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MEDTRONIC LAW DEPT

NO. 1050 P. 5

OFFICIAL

PATENT RECEIVED
Docket No.: P-11487.00
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUL 01 2004

In re Application of:	Warren L. Starkebaum, et al.	Group Art Unit:	3736
Application No.:	10/699,207	Examiner:	(Not Yet Assigned)
Filed:	10/31/2003	Due Date:	
For:	Ablation Of Exterior Of Stomach To Treat Obesity		

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that the paper(s), as described herein, are being deposited in the U.S. Postal Service, as first class mail, addressed to Mail Stop: Missing Parts, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 1, 2004.


Jodi Nickel

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION**

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application mailed 02/03/2004,
please find enclosed the following documents to complete the filing requirements for the above-identified
application:

1. Executed Combined Declaration and Power of Attorney;
☒ Original
☐ Copy from prior application
2. Formal drawings (sheets, containing Figs.);
3. Copy of Notice to File Missing Parts of Nonprovisional Application;
☒ \$130.00 surcharge fee;
4. Petition for a 3-month extension of time; and
☒ \$950.00 petition fee.

The Commissioner is authorized to charge Deposit Account No. 13-2546 in the amount of
\$130.00 for the surcharge fee and \$950.00 for the petition fee, for a total of \$1080.00.

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MEDTRONIC LAW DEPT

NO. 1050 P. 6

Application No.: 10/699,207

Respectfully submitted,

Date: July 1, 2004



Thomas F. Woods
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address COMMISSIONER FOR PATENTS
700 Main 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (v) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/699.207	10/31/2003	Warren L. Starkebaum	P-11519.00 US

27581
MEDTRONIC, INC.
710 MEDTRONIC PARKWAY NE
MS-LC340
MINNEAPOLIS, MN 55432-5604

CONFIRMATION NO. 2783

FORMALITIES LETTER

00000000011815384

Date Mailed: 02/03/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- **\$130 Late oath or declaration Surcharge.**

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

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NO. 1050 P. 8
Page 2 of 2

T. W.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE